

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: William Elkins  
Serial No.: 09/127,256 Filed: July 31, 1998  
Examiner: L. R. Leo Group Art Unit: 3743  
Title: Compliant Heat Exchange Panel

#24 IC  
KCooper  
8/21/02

Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE AFTER DECISION ON APPEAL**

Sir:

Transmitted herewith is a response filed after decision by the Board of Patent Appeals and Interferences for the above-identified patent application. There are presently thirteen (13) total claims including eight (8) independent claims. Previously, a fee had been paid for twenty (20) total claims including five (5) independent claims. As such, an addition filing fee of \$126.00 is required for three (3) additional independent claims.

Date: April 1, 2002

Respectfully submitted,  
By Michael B. Einschlag  
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MICHAEL B. EINSCHLAG

**CERTIFICATE OF TRANSMISSION under 37 C.F.R. 1.8**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (703) 308-7764 on April 1, 2002.

Michael B. Einschlag  
Michael B. Einschlag

April 1, 2002  
Date of Signature

**RESPONSE AFTER DECISION ON APPEAL**  
**EXAMINING GROUP 3743**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re patent application of :  
William Elkins : Group Art Unit: 3743  
Serial No.: 09/127,256 : Examiner: L. R. Leo  
Filed: July 31, 1998 : Date: April 1, 2002  
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Michael B. Einschlag  
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April 1, 2002

Date of Signature

Commissioner for Patents  
Washington, D.C. 20231

Sir:

This is in response to the Decision on Appeal of the Board of Patent Appeals and Interferences mailed February 28, 2002 affirming the Examiner's final rejection under 35 U.S.C. § 103 as to claims 1, 6, 10, 13, 15, 16, and 18, and reversing the Examiner's final rejection under 35 U.S.C. § 103 as to claims 3-5, 8, 9, 12, 14, 17, 19, 20 and 22-24.

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GROUP 3700

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April 1, 2002

To: Examiner Leonard R. Leo  
United States Patent and Trademark Office

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From: Michael B. Einschlag, Reg. No. 29,301

Number of Pages (including this cover) 15

**RESPONSE AFTER DECISION ON APPEAL**

Applicant: William Elkins  
Serial No.: 09/127,256  
Filing Date: July 31, 1998  
Title: Compliant Heat Exchange Panel

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